

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 29 2002

Returned to applicant for correction APR 18 2002

Corrected application filed JUN 03 2002

Map filed JUN 03 2002

The applicant **Operating Engineers and Participating Employers Pre-apprentice, Apprentice and Journeyman Affirmative Action Training Fund** hereby make application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under Permit 67197

1. The source of water is **Underground**
2. The amount of water to be changed **0.1 cfs and 23.59 mga (72.39 afa)**
3. The water to be used for **Commercial and domestic**
4. The water heretofore permitted for **Commercial and domestic**
5. The water is to be diverted at the following point **NW ¼ NE ¼ Sec. 13, T20N, R23E, MDM, or at a point from which the N ¼ corner of Section 13, T20N, R23E, MDM, bears N22°48'15"W a distance of 1419.82 feet.**
6. The existing permitted point of diversion is located within **NW ¼ NE ¼ Sec. 13, T20N, R23E, MDM, or at a point from which the N ¼ corner of said Section 13 bears N 87° 26' W a distance of 930 feet.**
7. Proposed place of use **Same as Existing Place of Use with addition of portion of the NE ¼ SE ¼, Sec 13, T20N, R23E, MDBM.**
8. Existing place of use **NW¼ NE¼, NE¼ NE¼, SW¼ NE¼ and portion of SE¼ NE¼ lying north of the northerly right-of-way line of Interstate 80, Section 13, T20N, R23E, MDM.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled well, pump and motor, and distribution system.**
12. Estimated cost of works **\$80,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

15. Remarks: An additional well is needed to produce sufficient water for planned dust control at the Operating Engineers Apprenticeship Northern Nevada Training Facility. Test well drilling is planned for April 2002 at the newly designated point of diversion.

By Dwight L. Smith
s/Dwight L. Smith
5190 Neil Road
Reno NV 89502

Compared sg/cmf. ag/sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 67197 is issued subject to the terms and conditions imposed in said Permit 67197 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 67196, 67198, 68663 shall not exceed 212.0 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.10 cubic feet per second, but not to exceed 72.39 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

December 3, 2006

Proof of completion of work shall be filed on or before:

January 3, 2007

Water must be placed to beneficial use on or before:

December 3, 2009

Proof of the application of water to beneficial use shall be filed on or before:

January 3, 2010

Map in support of proof of beneficial use shall be filed on or before:

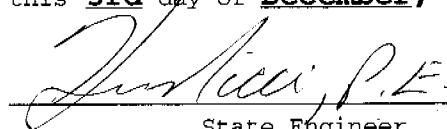
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 3rd day of December, A.D. 2004


State Engineer

Completion of work filed DEC 03 2004

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____